



Nebraska Department of Environmental Quality

Wastewater Section

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DRAFT Authorization to Discharge Under the
National Pollutant Discharge Elimination System (NPDES)
General Permit and Application Packet
For
Stormwater Discharges From Construction Sites
to Waters of the State of Nebraska

This **NPDES** general permit is issued in compliance with the provisions of the Federal Water Pollution Control Act (33 U.S.C. Secs. 1251 *et. seq.* as amended to date), the Nebraska Environmental Protection Act (Neb. Rev. Stat. Secs. 81-1501 *et. seq.* as amended to date), and the Rules and Regulations promulgated pursuant to these Acts. Application may be made under this general permit for authorization to discharge **Stormwater** from construction sites. **Owners** or **Operators** issued a discharge authorization under this general permit are required to comply with the limits, requirements, prohibitions, and conditions set forth herein. The issuance of a discharge authorization under this general permit does not relieve **Permittees** of other duties and responsibilities under the Nebraska Environmental Protection Act, as amended, or established by regulations promulgated pursuant thereto.

NPDES Permit Number: **NER100000**

This General Permit is Effective as of:

This General Permit Shall Expire at Midnight on:

Pursuant to a Delegation Memorandum dated January 12, 1999 and signed by the **Director**, the undersigned hereby executes this document on behalf of the **Director**.

Signed this _____ day of _____, _____

Draft Date June 8, 2006

Patrick W. Rice
Assistant Director

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Terms written in **BOLDFACE** in this permit are defined in the Definitions section of Part III.E.

Part I. Permit Coverage and Limitations

This permit is required and shall apply to **Stormwater** discharges associated with **Industrial Construction Activity** and with **Small Construction Activity** as defined in 40 CFR Part 122.26(b)(14)(x) and (b)(15), respectively. All references in this permit to **Construction Activity** shall be read to include both **Industrial Construction Activity** and **Small Construction Activity**. This permit authorizes the discharge of **Stormwater** from **Construction Activity** – including **Support Activities** – into **Waters of the State** or an **MS4** within the State of Nebraska subject to the specific terms and conditions that follow.

A. Permit Coverage

Permit **Coverage** is intended to reduce or eliminate pollution of **Stormwater** by requiring that appropriate pollution control practices are planned for and implemented throughout the life of the **Construction Activity**.

1. Applicability

This permit provides **Coverage** for **Construction Activity** and **Support Activity** in all areas of the State except where **Coverage** is limited (See Part I.B.).

2. Initiation

Applicants shall submit all of the information listed on form CSW-NOI of this general permit in a complete and timely manner and comply with Part II.A of this permit prior to beginning any **Construction Activity** in order to initiate **Coverage**.

3. Authorization

An **Owner** or **Operator** shall use form CSW-NOI to notify the **Department** that as a **Permittee**, they intend to meet all conditions of this permit. Complete and timely CSW-NOI forms shall automatically receive authorization seven (7) calendar days after the post-marked date. The **Department** shall issue a **Discharge Authorization Number** for the **Construction Activity** described on the CSW-NOI.

- a. Ongoing projects authorized under the previous version of this permit shall remain in effect no longer than 90 days after the issue date of this permit. **Permittees** of ongoing projects shall operate under all existing terms and conditions until the project is either terminated or receives authorization under this permit by submitting form CSW-NOI.
- b. **Operators** are not prohibited from submitting NOIs after initiating **Construction Activity**. An NOI submitted to the **Department** after initiating **Construction Activity** shall receive authorization consistent with this permit. Authorization of a late NOI shall not preclude the **Department** from taking enforcement action for discharging pollutants to **Waters of the State** without a permit.
- c. The **Department** may request additional information from an applicant for any substantive reason and postpone the assignment of discharge authorization in writing as necessary.
- d. Written authorization shall be required for **Construction Activity** when **Stormwater** runoff discharges within 2,500 feet of any water of the State identified in Attachment 1 of this permit.

4. Transfer

In any instance, after authorization has been granted where an **Owner** or **Operator** of the entire or any portion of a **Construction Activity** is to be transferred to another **Owner** or **Operator**, a CSW-TRANSFER form shall be submitted to the **Department** at least seven (7) days prior to making such transfers. Submission of form CSW-TRANSFER shall comply with the situational conditions described in Attachment 3 – Instructions and Form CSW-TRANSFER.

5. Termination

Compliance with the general permit is required for **Construction Activity** until authorization is terminated. The **Department** reserves the right to terminate **Coverage** of a permit for any cause. An **Owner** may request to terminate a project by submitting form CSW-NOT once any of the following conditions have been met:

- a. All portions of the construction site that a **Permittee** is responsible for meet the **Final Stabilization** requirements of Part II.F of this permit.

- b. The entire **Construction Activity** has been transferred to other **Owners** who have received authorization to discharge Stormwater under the conditions of an **NPDES** permit.
- c. **Coverage** under an alternative **NPDES** permit has been obtained.

B. Permit Limitations

It is possible that this permit may not cover the following **Stormwater** runoff conditions and may be the basis for denial or termination of authorization under this general permit. The Owner or Operator shall consult the Department prior to submitting form CSW-NOI if any of the following conditions apply:

1. **Small Construction Activity** is conducted within the jurisdictional boundary of an existing **Qualified Local Program** as described in Part II.C of this permit.
2. **Stormwater** runoff from **Construction Activity** is within the limits of any Indian reservation under the jurisdiction of the United States Government, dependent Indian communities with the borders of the United States, or other Indian allotments.
3. Permitted **Construction Activity** has successfully terminated the authorization under the conditions of Part I.A.5 of this permit.
4. **Stormwater** runoff is not or will not be composed exclusively of **Stormwater**.
5. **Stormwater** runoff is from non-point source agricultural and silvicultural discharges.
6. **Stormwater** runoff that is determined by the **Department** to have a reasonable potential to violate a surface or ground water quality standard.
7. **Stormwater** is discharged within 2,500 feet of a designated receiving water with a defined **Total Maximum Daily Load** listed in Attachment ? of this permit.
8. **Stormwater** runoff may adversely impact critical habitat of aquatic related, threatened or endangered species as designated by Nebraska Game and Parks Commission or the U.S. Fish and Wildlife Service.
9. **Stormwater** runoff cannot meet applicable state or federal Environmental Review requirements.
10. **Stormwater** runoff may adversely affect properties listed or eligible for listing in the National Register of Historic Places or affecting known or discovered archeological sites.
11. **Stormwater** runoff is from field activities or operations, including construction, associated with oil and gas exploration, production, processing, or treatment operations or transmission facilities.
12. The **Director** determines the **Construction Activity** shall be regulated under another permit.

C. Qualified Local Programs

1. Applicability

Compliance with the requirements of a **Qualified Local Program** shall constitute compliance with the **Department's** NPDES permit requirements. Authorization for **Construction Activity** shall also be required from the **Department** when:

- a. The **Construction Activity** does not meet the definition of **Small Construction Activity**;
- b. Any portion of the **Construction Activity** exists outside of the **Qualified Local Program's** jurisdictional area;
- c. The **Owner or Operator** is the unit of government authorized as the **Qualified Local Program**; or
- d. The **Qualified Local Program** does not have legal authority over the **Construction Activity**.

2. Background

The **Department** shall formally recognize certain local municipal governments as **Qualified Local Programs** upon successful demonstration that the municipal construction management program meets or exceeds the minimum construction **Stormwater** requirements of NDEQ Title 119, Chapter 17 020. A Qualifying Local Program is one that has legal enforcement authority and includes:

- a. Requirements for construction site **Operators** to implement appropriate erosion and **Sediment Control BMPs**;
- b. Requirements for construction site **Operators** to control waste such as discarded building materials, concrete truck washout, chemicals, litter, and sanitary waste at the construction site that may cause adverse impacts to water quality;
- c. Requirements to submit a site plan for review that incorporates consideration of potential water quality impacts; and
- d. Requirements for construction site **Operators** to develop and implement a **Stormwater Pollution Prevention Plan** that includes;
 - i) site descriptions,
 - ii) appropriate control measures,
 - iii) copies of the local program requirements,
 - iv) maintenance procedures,
 - v) inspection procedures, and
 - vi) identification of non-stormwater discharges

D. Contents of the Notice of Intent

Information submitted to the **Department** on form CSW-NOI shall include at a minimum, the legal name and address of the **Owner** or **Operator**, the facility name and address, type of facility or discharge, and the receiving stream. A certifying official shall sign the NOI in accordance with Part III.B.7 of this permit.

Authorization for **Construction Activity** is not contingent on the submission of a SWPPP or site map as described in Part II of this permit. **Permittees** are required to maintain this information on-site and be able to provide it for review at any time. The **Department** shall not provide approval for any SWPPP or product submittals.

E. Where to Submit Applications and Forms

Original applications and forms (no photocopies or faxes) for **NPDES** General Permit NER100000 shall be submitted to the following address:

Wastewater Section
Suite 400, The Atrium
1200 'N' Street
PO Box 98922
Lincoln NE 68509-8922

Part II. Stormwater Pollution Prevention Plan Requirements

The **Permittee** shall develop a **Stormwater Pollution Prevention Plan (SWPPP)**. The **SWPPP** shall include a description of the nature of the **Construction Activity** and address the potential for discharge of sediment and other potential pollutants from the site in a manner that assures compliance with the terms and conditions of this permit. The plan shall include a combination of narrative, plan sheets, and if appropriate standard detail sheets that address the foreseeable conditions of the construction and/or post construction **Stormwater** control activities. For **Stormwater** discharges from construction activities where the **Owner** or **Operator** changes according to Part I.A.4 of this permit, the new **Owner** or **Operator** may implement the original **SWPPP** created for the project or develop and implement their own **SWPPP**.

A. SWPPP Initiation

The **Permittee** shall initiate a **SWPPP** prior to submitting any applications or forms for authorization under this permit. The **Department** shall not provide permit authorization until an applicant indicates that a **SWPPP** has been prepared or that bid/contract documents specify that the minimum components of Part II.D are included in the **SWPPP** for the project.

B. SWPPP Implementation

The **Permittee** shall ensure implementation of all appropriate components of the **SWPPP** prior to conducting any **Construction Activity**. The **Owner** shall, as part of the **SWPPP**, identify a qualified person; knowledgeable and experienced in the application of **Erosion Prevention** and **Sediment Control BMPs** who will oversee the implementation of the **SWPPP**, and the installation, inspection, and maintenance of the **Erosion Prevention** and **Sediment Control BMPs** before and during construction.

C. SWPPP Maintenance

The **Permittee** shall maintain the **SWPPP** as a dynamic document throughout the life of the **Construction Activity**. Maintenance of the **SWPPP** shall include written and/or pictorial documentation of all BMP maintenance, site inspections, recordkeeping, impacts from **Stormwater** run-on from adjacent properties, and construction process amendments that affect **Stormwater** protection while a permit authorization is in place. The **SWPPP** shall be amended as necessary to include additional requirements, such as additional or modified **BMPs**, designed to correct problems identified or address situations whenever:

1. There is a change in design, construction, operation, maintenance, weather or seasonal conditions that has a observable effect on the discharge of pollutants to surface waters;
2. Inspections or investigations by site **Operators**, local, state or federal officials indicate that the **SWPPP** is not effective in eliminating or affectively minimizing the discharge of pollutants to surface waters or that the discharges are causing water quality standard exceedances;
3. The **SWPPP** is not achieving the general objectives of controlling pollutants in **Stormwater** discharges associated with **Construction Activity**;
4. The **SWPPP** is not consistent with the terms and conditions of this permit.

D. Minimum SWPPP Components

At a minimum, the **SWPPP** shall incorporate temporary and permanent **Erosion Prevention** and **Sediment Control BMPs** that are consistent, to the **Extent Practicable**, with the water quality protection needs associated with the **Construction Activity**. The minimum **SWPPP** requirements shall be incorporated into the project plans and specifications and/or project documentation, as appropriate, and shall include:

1. The limits of **Construction Activity** including location of areas not to be disturbed and where construction will be phased to minimize duration of exposed soil areas.

2. The location, type, and installation instruction for all temporary and permanent **Erosion Prevention and Sediment Control BMPs**.
3. Location of all surface waters and existing wetlands, which can be identified on published maps such as USGS 7.5 minute quadrangle maps within one-half mile from the project boundaries, which will receive **Stormwater** runoff from the construction site, during or after construction.
4. Methods to be used for **Final Stabilization** of all exposed soil areas as required in Part II.F of this permit.
5. A description of all **BMPs** used to minimize, to the **Extent Practicable**, off-site vehicle tracking of sediment onto **Impervious Surfaces**, the generation of dust, and prevention of pollution from all covered non-stormwater discharges described in Part II.G of this permit.
6. **Stormwater** mitigation measures required as the result of any environmental, archeological or other required local, state, or federal review conducted for the project. Mitigation measures shall include avoiding, minimizing, rectifying, reducing, eliminating, and/or compensating for impacts from **Stormwater** runoff related to the **Construction Activity**.
7. Implementation plan containing protective requirements for **Stormwater** discharges to impaired **Waters of the State** with an approved TMDL within 2,500 feet of the authorized **Construction Activity**. The implementation plan shall include;
 - a. The identity of the receiving water and the areas of the site discharging to it, and
 - b. The **BMPs** that are appropriate for the site and sufficient to comply with all applicable requirements of the TMDL implementation plan.
8. Pollution prevention management measures for solid waste collection and disposal, hazardous materials management, and vehicle washing.
9. An estimate of the runoff coefficient of the site and the increase in **Impervious Surface** after the construction addressed in the permit application is completed, the nature of fill material, and existing data describing the soil or the quality of the discharge.
10. All local and regional sediment and erosion control requirements beyond the requirements of this permit.

E. Site Inspections and Maintenance

All **Erosion Prevention** and **Sediment Control BMPs** and **Stormwater Outfalls** shall be inspected to ensure their integrity and effectiveness are protected. All nonfunctional **BMPs** shall be repaired, replaced, or supplemented with functional **BMPs** as soon as practicable.

1. The **Permittee** shall ensure that routine inspection of the construction site are conducted at least once every seven (7) calendar days during active construction and within 24 hours after a rainfall event greater than 0.5 inches during a 24 hour period.
2. Inspections shall be conducted by qualified personnel (provided by the **Owner** or **Operator**) who are knowledgeable in the principles and practices of **Erosion Prevention** and **Sediment Control**. Qualified personnel shall possess the skills to assess conditions at the construction site that could impact **Stormwater** quality and to assess the effectiveness of any sediment and erosion control **BMPs** selected to control the quality of **Stormwater** discharges from the **Construction Activity**.
3. All inspections and maintenance conducted during construction shall be recorded in writing and these records shall be retained with the **SWPPP** in accordance with Part II.C. Records of each inspection and maintenance activity shall include the:
 - a. Date and time of inspections;
 - b. Name and any formal qualification of person(s) conducting inspections;
 - c. Findings of the inspections, including recommendations for corrective actions;
 - d. Corrective actions taken (including dates, times, and party completing maintenance activities);
 - e. Date and amount of all rainfall events since the previous documented inspection;
 - f. Documentation of changes made to the **SWPPP**.

4. Any delay in the replacement or maintenance of non-functional BMPs beyond seven (7) days shall be documented in the SWPPP with sufficient detail as to explain the reason for the delay.
5. Where defined areas have been identified in the **SWPPP** to either have frozen ground conditions and construction has been suspended or have undergone temporary or **Final Stabilization** while work remains on other portions of the site, inspections of these areas may be reduced to once per calendar month as long as the described conditions exist or the authorization is terminated.
6. Linear project inspections shall include all **Outfalls** identified in accordance with Part II.D.3 of this permit and at distance intervals that are representative of the entire length of **Construction Activity** in a manner to be documented in the **SWPPP**.

F. Final Stabilization

The **Permittee** shall be responsible for ensuring that **Final Stabilization** is accomplished on all non-**Impervious Surfaces** of the authorized construction site prior to submitting form CSW-NOT. The **Department** shall allow for **Final Stabilization** under the following conditions;

1. All soil disturbing **Construction Activity** has been completed,
2. All non-**Impervious Surfaces** have been **Stabilized** by a 90 percent, uniform, perennial vegetative cover,
3. All permanent drainages, constructed to drain water from the site have been **Stabilized** to prevent erosion,
4. All temporary **Erosion Protection** and **Sediment Control BMPs** have been removed without compromising the permanent **Erosion Protection** and **Sediment Control BMPs**, and
5. All sediment build-up has been removed from conveyances and basins that are to be used as permanent water quality management **BMPs**. The cleanout of permanent basins used as temporary **BMPs** during construction shall be sufficient to return the basin to design capacity.
6. **Construction Activity** conducted on or through agricultural or silvicultural land shall be considered finally **Stabilized** upon return to the preexisting agriculture or silviculture use.
7. **Construction Activity** conducted at new industrial facilities that will operate the site in an exposed manner (such as limestone mining and solid waste landfills) shall be considered finally **Stabilized** upon commencement of industrial activity consistent with the industrial use and **Coverage** under the appropriate **NPDES Permit for Industrial Stormwater**.

G. Covered Non-Stormwater Discharges

The following non-storm water discharges have **Coverage** under the terms and conditions of this permit, provided the non-storm water component of the discharge is in compliance with Subpart 3.5 (Non-Storm Water Discharge Management):

1. Discharges from fire-fighting activities;
2. Fire hydrant flushings;
3. Waters used to wash vehicles where detergents are not used;
4. Water used to control dust;
5. Potable water including uncontaminated water line flushings;
6. Routine external building wash down that does not use detergents;
7. Pavement wash waters where spills or leaks of toxic or hazardous materials have not occurred (unless all spilled material has been removed) and where detergents are not used;
8. Uncontaminated air conditioning or compressor condensate;
9. Uncontaminated ground water or spring water;
10. Foundation or footing drains where flows are not contaminated with process materials such as solvents;
11. Uncontaminated excavation dewatering;

12. Landscape irrigation.

Part III. Standard Conditions and Requirements

These general conditions shall not preempt any more stringent requirements found elsewhere in this permit.

A. Other Conditions

1. Narrative Limits

Discharges authorized under this permit;

- a. Shall not be toxic to aquatic life in surface **Waters of the State**,
- b. Shall not contain pollutants at concentrations or levels that produce objectionable films, colors, turbidity, deposits, or noxious odors in the receiving stream or waterway, and
- c. Shall not contain pollutants at concentrations or levels that cause the occurrence of undesirable or nuisance aquatic life in the receiving stream.

2. Oil and Hazardous Substances/Spill Notification

The **Permittee** shall conform to the provisions set forth in NDEQ Title 126, *Rules and Regulations Pertaining to the Management of Wastes*. If the **Permittee** knows, or has reason to believe, that oil or hazardous substances were released at the facility and could enter **Waters of the State** or any of the **Outfall** discharges authorized by this permit, the **Permittee** shall immediately notify the **Department** of a release of oil or hazardous substances. During office hours (i.e., 8:00 a.m. to 5:00 p.m., Monday through Friday, except holidays), notification shall be made to the **Department** at telephone numbers (402) 471-2186 or (877) 253-2603 (toll free). When NDEQ cannot be contacted, the **Permittee** shall report to the Nebraska State Patrol for referral to the NDEQ Emergency Response Team at telephone number (402) 471-4545. It shall be the **Permittee's** responsibility to maintain current telephone numbers necessary to carry out the notification requirements set forth in this paragraph.

3. Inspection and Entry

The **Permittee** shall allow the **Director** or his appointed representative, upon the presentation of his identification and at a reasonable time:

- a. to enter upon the **Permittee's** premises where a regulated **Construction Activity** is located or conducted, or records are required to be kept under the terms and conditions of this permit,
- b. to have access to and copy any records required to be kept under the terms and conditions of this permit,
- c. to inspect any facilities, equipment (including monitoring and control), practices or operations regulated or required in this permit, and
- d. to sample or monitor any substances or parameters at any location.

4. Changes in Discharge

Any revision in the size of **Construction Activity** (such as the addition of disturbed acres not previously identified under the original CSW-NOI form), which will result in new or substantially increased discharges of pollutants or a change in the nature of the discharge of pollutants must be reported by the **Permittee** seven (7) calendar days prior to the expansion, increases or modifications by submitting a modification of the original form CSW-NOI or by submitting a new form CSW-NOI. Permit authorization may be modified or revoked and reissued as a result of this notification to maintain compliance with applicable state or federal regulations.

B. Management Requirements

1. Duty to Comply

All authorized discharges shall be consistent with the terms and conditions of this permit. The **Permittee** shall comply with all conditions of this permit. Failure to comply with these conditions may be grounds for administrative action or enforcement proceedings including injunctive relief and civil or criminal penalties. The filing of a request by the **Permittee** for a permit modification, revocation and re-issuance, termination or a notification of planned changes or anticipated noncompliance, does not stay any permit condition.

2. Duty to Mitigate

The **Permittee** shall take all reasonable steps to minimize, prevent or correct any adverse impact to the environment resulting from noncompliance with this permit, including such accelerated or additional monitoring as required by the NDEQ to determine the nature and impact of the noncompliant discharge.

3. Duty to Provide Information

The **Permittee** shall furnish to the **Department** within seven (7) calendar days, any information which the **Department** may request to determine whether cause exists for modifying, revoking and reissuing, or terminating permit **Coverage**; or to determine compliance with this permit. The **Permittee** shall also furnish to the **Department** upon request, copies of records retained as a requirement of this permit.

4. Duty to Reapply

The **Permittee** shall apply for reauthorization under this permit using form CSW-NOI, if an activity regulated by this permit is to be continued beyond the expiration date of this permit. The forms shall be submitted at least seven (7) calendar days before the expiration date of this permit. If this permit is extended beyond its expiration date, permit authorization shall be valid for no longer than five years. The **Permittee** shall submit the forms at least seven (7) calendar days prior to that date.

5. Reporting Requirements

The **Permittee** shall be responsible for reporting any instance of non-compliance with the terms and conditions of this permit in accordance with NDEQ Title 119, Chapter 14. In most instances, initial notification shall be made as soon as the Permittee becomes aware of the non-compliance. A written follow-up shall be submitted within five (5) days of reporting the non-compliance. The submittal of a written noncompliance report does not relieve the **Permittee** of any liability from enforcement proceedings that may result from the violation of permit or regulatory requirements. The written notice shall include, at a minimum:

- a. a description of the discharge and cause of noncompliance,
- b. the period of noncompliance, including exact dates and times, or if not corrected, the anticipated time the noncompliance is expected to continue, and
- c. the steps taken to reduce, eliminate and prevent the reoccurrence of the noncompliance.

6. Proper Operation and Maintenance

The **Permittee** shall, at all times, maintain in good working order and operate as efficiently as possible, any facilities or systems of control installed by the **Permittee** in order to achieve compliance with the terms and conditions of this permit. This would include, but not be limited to, effective performance based on designed facility removals, effective management, adequate **Operator** staffing and training, adequate laboratory and process controls, and adequate funding which reflects proper user fee schedules.

7. Signatory Requirements

All reports and applications required by this permit or submitted to maintain compliance with this permit, shall be signed and certified as set forth in this section.

- a. Permit applications shall be signed by a **Certifying Official** who meets the following criteria:
 - i) for a corporation: a **Responsible Corporate Officer**,
 - ii) for a partnership or sole proprietorship: by a general partner or the proprietor, respectively, or
 - iii) for a municipality, state, federal or other public facility: by either a principal executive officer or ranking elected official, chief executive officer of the agency, or a senior executive officer having responsibility for the overall operations of a principal geographic unit of the agency..
- b. Discharge monitoring reports and other information shall be signed by the **Owner** or by an **Authorized Representative**.
- c. The **Owner** designates an authorized representative. The **Authorized Representative** is responsible for the overall implementation of the **Stormwater Pollution Prevention Plan** (i.e., the general contractor).
- d. Any change in the signatories shall be submitted to the **Department**, in writing, within seven (7) days after the change, but no later than with the submission of information required by the **Department** to be submitted while the new signatory has taken responsibility.
- e. Certification. All applications, reports and information submitted as a requirement of this permit, shall contain the following certification statement:

"I certify, under penalty of law, that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gathered and evaluated the information submitted. Based on my inquiry of the person or persons who manage the system or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate and complete. I am aware that there are significant penalties for submitting false information including the possibility of fine and imprisonment for knowing violations."

C. Monitoring and Records Requirements

1. Retention of Records

The **Permittee** shall retain records of all monitoring activities for a period of at least three years as set forth in NDEQ Titles 119, Chapter 14 001.02. The types of records that must be retained include, but are not limited to:

- a. calibration and maintenance records,
- b. original strip chart recordings,
- c. copies of all reports required by this permit,
- d. monitoring records and information, and
- e. electronically readable data.

2. Record Contents

As set forth in NDEQ Title 119, Chapter 14, records of sampling or monitoring information shall include:

- a. the date(s), exact place, time and methods of sampling or measurements,
- b. the name(s) of the individual(s) who performed the sampling or measurements,
- c. the date(s) the analyses were performed,
- d. the individual(s) who performed the analyses,
- e. the analytical techniques or methods used,
- f. the results of such analyses, and

- g. laboratory data, bench sheets and other required information.

D. General Requirements

1. Permit Attachments

The attachments to this permit (e.g., forms and guidance) may be modified without a formal modification of the permit.

2. Information Available

All permit applications, fact sheets, permits, discharge data, monitoring reports, and any public comments concerning such shall be available to the public for inspection and copying, unless such information about methods or processes is entitled to protection as trade secrets of the **Owner** or **Operator** under Neb. Rev. Stat. §81-1527, (Cum. Supp. 1992) and NDEQ Title 115, Chapter 4.

3. Permit Actions

This permit may be modified, suspended, revoked or reissued, in part or in whole, in accordance with the regulations set forth in NDEQ Titles 119, Chapter 24. In addition, this permit may be modified, revoked and reissued to incorporate standards or limitations issued pursuant to Sections 301(b)(b)(c), 301(b)(b)(d), 304(b)(b), 307(a)(b), or 405(d) of the Clean Water Act and Public Law 100-4.

4. Property Rights

Coverage under this permit does not convey any property rights of any sort or any exclusive privileges nor does it authorize any damage to private property or any invasion of personal rights nor any infringement of federal, state or local laws or regulations.

5. Severability

If any provision of this permit is held invalid, the remainder of this permit shall not be affected.

6. Other Rules and Regulations Liability

The issuance of this permit in no way relieves the obligation of the **Permittee** to comply with other rules and regulations of the **Department**.

7. Penalties

Nothing in this permit shall preclude the initiation of any legal action or relieve the **Permittee** from any responsibilities, liabilities or penalties under Section 311 of the Clean Water Act. Violations of the terms and conditions of this permit may result in the initiation of criminal and/or civil actions. Civil penalties can result in fines of up to \$10,000.00 per day (Neb. Rev. Stat. §81-1508, as amended to date). Criminal penalties for willful or negligent violations of this permit may result in penalties of \$10,000.00 per day or by imprisonment. Violations may also result in federal prosecution.

E. Definitions

Authorized Representative: Individual or position designated the authorization to submit reports, notifications, or other information requested by the **Director** on behalf of the **Owner** under the circumstances that the authorization is made in writing by the **Owner**, the authorization specifies the individual or position who is duly authorized, and the authorization is submitted to the **Director**.

Best Management Practices (BMPs): Erosion and Sediment Control and water quality management practices that are the most effective and practicable means of controlling, preventing, and minimizing degradation of surface water, including avoidance of impacts, construction-phasing, minimizing the length of time soil areas are exposed, prohibitions, and other management practices published by state or designated area-wide planning agencies.

Certifying Official: The **Owner** or **Operator** of a defined **Construction Activity** who has authority to sign and submit applications and forms required by an NPDES permit as well as take on all legal responsibility for compliance with the terms and conditions of the permit.

Common Plan of Development or Sale: A contiguous area where multiple separate and distinct land disturbing activities may be taking place at different times, on different schedules, but under one proposed plan. One plan is broadly defined to include design, permit application, advertisement or physical demarcation indicating that land-disturbing activities may occur.

Construction Activity: Includes **Industrial Construction Activity** and **Small Construction Activity**. This includes a disturbance to the land that results in a change in the topography, existing soil cover (both vegetative and non-vegetative), or the existing soil topography that may result in accelerated **Stormwater** runoff, leading to soil erosion and movement of sediment into **Waters of the State** or urban drainage systems. **Construction Activity** includes the disturbance of less than one acre of total land area that is a part of a larger **Common Plan of Development or Sale** if the larger common plan will ultimately disturb one (1) acre or more and includes all areas of **Support Activity**.

Coverage: A **Permittee** status of compliant operation under the terms and conditions of this general permit once a **Discharge Authorization Number** has been obtained until that authorization is terminated.

Department: Nebraska Department of Environmental Quality.

Director: The Director of the Nebraska Department of Environmental Quality.

Discharge Authorization Number (DAN): A specific authorization number (NER 1xx xxx) issued to a specific **Permittee** that meets the application requirements for **Coverage** under this general permit.

Erosion Prevention: Measures employed to prevent sediment from moving from its existing location including but not limited to: soil stabilization practices, limited grading, mulch, temporary or permanent cover, and construction phasing.

Extent Practicable: Level of effort required for **Best Management Practices** to be incorporated into a **Stormwater Pollution Prevention Plan**. The term does not imply any specific level of criteria, but requires the rationalization and documentation of factors considered during the selection, maintenance, and/or replacement of **Best Management Practices**.

Final Stabilization: Condition where all soil disturbing activities at the site have been completed and a uniform perennial vegetative cover with a minimum density of 90 percent of the native background vegetative cover has been established on all non-**Impervious Surfaces** and areas not covered by permanent structures unless equivalent permanent stabilization (such as riprap, gabions, or geotextiles) measures have been employed.

Impervious Surface: A constructed hard surface that either prevents or retards the entry of water into the soil and causes water to flow off the surface in greater quantities and at an increased rate of flow than prior to development (such as streets, sidewalks, parking lots, roofs, and in some cases highly compacted soil).

Industrial Construction Activity: **Construction Activity** including clearing, grading, and excavation, except operations that result in the disturbance of less than five acres of total land area. **Industrial Construction Activity** also includes the disturbance of less than five acres of total land area that is a part of a larger **Common Plan of Development or Sale** if the larger common plan will ultimately disturb five acres or more.

National Pollutant Discharge Elimination System (NPDES): Program for issuing, modifying, revoking, reissuing, terminating, monitoring, and enforcing permits under the Clean Water Act (Sections 301, 318, 402, and 405) and C.F.R. Title 33, Sections 1317, 1328, 1342, and 1345.

Notice of Termination (NOT): Notice to terminate **Coverage** under this permit after construction is completed, the site has undergone **Final Stabilization**, and maintenance agreements for all permanent facilities have been established, in accordance with all applicable conditions of this permit.

Operator: Person (often the general contractor) designated by the **Owner**, who has day-to-day operational control and/or the ability to modify project plans and specifications related to the **SWPPP**. The person shall be knowledgeable in those areas of the permit for which the **Operator** is responsible.

Outfall: A discernible, confined and discrete conveyance, including but not limited to any pipe, ditch, channel, tunnel, conduit, well, discrete fissure, or container from which pollutants from construction activity are or may be discharged into **Waters of the State**.

Owner: Person or party possessing the title of the land on which the construction activities will occur; or if the **Construction Activity** is for a lease holder, the party or individual identified as the lease holder; or the contracting government agency responsible for the **Construction Activity**.

Permittee: Person(s), firm, or governmental agency or other institution that signs the application submitted to the **Department** and is responsible for compliance with the terms and conditions of this permit.

Qualified Local Program: A local municipal government that is recognized by the **Department** as having demonstrated that the municipal construction management program meets or exceeds the minimum construction **Stormwater** requirements of Title 119, Chapter 10 002.12D-E.

Receiving Waters: A general term used to describe all waters of the State within 2,500 feet of any **Outfall** with a permitted discharge.

Responsible Corporate Officer: means the **Owner** or **Operator** meeting either of the following conditions:

- A president, secretary, treasurer, or vice-president of the corporation in charge of a principal business function, or any other person who performs similar policy or decision making functions for the corporation, or
- The manager of one or more manufacturing, production, or operating facilities, provided, the manager is authorized to make management decisions which govern the operation of the regulated facility including having the explicit or implicit duty of making major capital investment recommendations, and initiating and directing other comprehensive measures to assure long term environmental compliance with environmental law as and regulations; the manager can ensure that the necessary systems are established or actions taken to gather complete and accurate information for permit application requirements; and where authority to sign documents has been assigned or delegated to the manager in accordance with corporate procedures.

Sediment Control: Methods employed to prevent sediment from leaving the construction site after it has eroded from its existing location. **Sediment Control** practices include silt fences, sediment traps, earth dikes, drainage swales, check dams, subsurface drains, pipe slope drains, storm drain inlet protection, and temporary or permanent sedimentation basins.

Small Construction Activity: Clearing, grading, and excavation that result in land disturbance of equal to or greater than one acre and less than five acres including disturbance of less than one acre of total land area that is part of a larger **Common Plan of Development or Sale** if the larger common plan will ultimately disturb equal to or greater than one and less than five acres. **Small Construction Activity** does not include routine maintenance that is performed to maintain the original line and grade, hydraulic capacity, or original purpose of the facility.

Spill Prevention Control and Countermeasure (SPCC): Federal regulation set forth in 40 CFR 112 requiring a **SPCC** Plan to be developed for facilities that store fuels and hazardous substances that meet the following criteria:

- Above ground fuel storage with the capacity for at least 660 gallons.
- Two or more above ground fuel storage tanks with the capacity for at least 1,320 gallons.
- Below ground fuel storage tanks with the capacity for at least 42,000 gallons.

Stabilized: Exposed ground surface has been covered by appropriate materials such as mulch, staked sod, riprap, wood fiber blanket, established grass bed, or other material that prevents erosion from occurring.

Stormwater: **Stormwater** runoff, snow melt runoff, and surface runoff and drainage.

Stormwater Pollution Prevention Plan (SWPPP): A plan for **Stormwater** discharge that includes **Erosion Prevention** measures and **Sediment Controls** that, when implemented, will decrease soil erosion on a parcel of land and decrease off-site, non-point source pollution.

Support Activity: Associated **Construction Activity** that is directly related to the construction site (such as concrete or asphalt batch plants, equipment staging yards, material storage areas, excavated material disposal areas, borrow areas) required to have NPDES permit **Coverage** for discharges of stormwater that may be located on site or in a remote location, but is not a commercial operation serving multiple unrelated construction projects by different operators nor operates beyond the completion of the construction activity at the last construction project it supports.

Temporary Erosion Protection: Methods employed to temporarily prevent erosion during the construction sequence or while **Final Stabilization** is being established. Examples of **Temporary Erosion Protection** include; straw, mulch, wood chips, and erosion netting.

Total Maximum Daily Load (TMDL): The sum of the individual wasteload allocations (WLAs) for point sources and load (LAs) for nonpoint sources and natural background levels for a specific pollutant. The **Department** establishes **TMDLs** which are expressed in terms of either mass per unit of time, relative level of toxicity, or other appropriate measure.

Toxic Pollutant: Pollutants or combination of pollutants, including disease causing agents, after discharge and upon exposure, ingestion, inhalation, or assimilation into an organism, either directly from the environment or indirectly by ingestion through food chains will, on the basis of information available to the **Department**, cause death, disease, behavioral abnormalities, cancer, genetic mutations, physiological malfunction (including malfunctions in reproduction) or physical deformations, in such organisms or their offspring.

Waters of the State: All waters within the jurisdiction of this state including all streams, lakes, ponds, impounding reservoirs, marshes, wetlands, watercourses, waterways, wells, springs, irrigation systems, drainage systems, and all other bodies or accumulations of water, surface and underground, natural or artificial, public or private, situated wholly or partly within or bordering upon the state.

F. Abbreviations

BMP: Best Management Practice(s)

CFR: Code of Federal Regulations

CSW: Construction Stormwater

NOI: Notice of Intent

NOT: Notice of Termination

NDEQ: Nebraska Department of Environmental Quality

NDEQ Title 115: *Rules of Practice and Procedure*

NDEQ Title 117: *Nebraska Surface Water Quality Standards*

NDEQ Title 118: Ground Water Quality Standards and Use Classification

NDEQ Title 119: Rules and Regulations Pertaining to the Issuance of Permits under the National Pollutant Discharge Elimination System

NDEQ Title 126: Rules and Regulations Pertaining to the Management of Wastes

NDEQ Title 132: Integrated Solid Waste Management Regulations

NPDES: National Pollutant Discharge Elimination System

SPCC: Spill Prevention, Control, and Countermeasure

SWPPP: Stormwater Pollution Prevention Plan

TMDL: Total Maximum Daily Load



Nebraska Department
of Environmental Quality

NPDES Permit NER100000

Attachment 1

State Resource and Public Drinking Water Supply Streams by County



Wastewater Section

The Atrium Building, Suite 400, 1200 N Street
PO Box 98922
Lincoln, NE 68509-8922
Tel. 402/471-4220
Fax 402/471-2909

State Resource and Public Drinking Water Supply Streams by County

This attachment identifies stream segments and water bodies that must be identified as State Resource Waters or Public Drinking Water Supplies on the Notice of Intent for NPDES permit NER100000. This information will be used by the Department to determine if additional review of the CSW-NOI or other information as described in permit is required.

This attachment references stream segments by county to facilitate the completion of the CSW-NOI. In filling out these forms, the applicant need only identify the stream segment or water body by name; the other information supplied is not needed on the forms.

Boyd County

Missouri River from the South Dakota border to the Knox County line - Class A State Resource Water; (Stream segment: NI1-10000)

Niobrara River from the Keya Paha County line to the Knox County line - Class A State Resource Water; (Stream segments: NI2-10000 & NI3-10000)

Brown County

Calamus River from its headwaters to the Rock County line - Class B State Resource Water; (Stream segments: LO2-11300, LO2-11400, LO2-11500 & LO2-11600)

Niobrara River from the Cherry County line to the Rock County line;
Class A State Resource Water; (Stream segments - NI3-10000 & NI3-20000)

Long Pine Creek from its headwaters to the confluence of Bone Creek; Class B State Resource Water; (Stream segments: NI3-12400 and NI3-12500)

Cedar County

Missouri River from the Knox County line to the Dixon County line - Class A State Resource Water; Public Drinking Water; Threatened species: Lake & Pallid Sturgeon; (Stream segment: MT2-10000)

Cherry County

Niobrara River from the confluence of the Snake River to the Keya Paha/Brown County lines - Class A State Resource Water; (Stream segment: NI3-20000)

Dakota County

Missouri River from the Dixon County line to the confluence of the Big Sioux River - Class A State Resource Water; Public Drinking Water; Threatened species: Lake & Pallid Sturgeon; (Stream segment: MT2-10000)

Dawes County

Chadron Creek from its headwaters to its confluence with the White River - Public Drinking Water Standards; (Stream Segment: WH1-11300)

Cunningham Creek from its headwaters to its confluence with Indian Creek - Class A State Resource Water; (Stream segment: WH1-11710)

Dead Man's Creek from its headwaters to the Sioux County line - Public Drinking Water Standards; (Stream Segment: WH1-30100)

Soldier Creek from the Sioux County line to its confluence with the White River - Class A State Resource Water; (Stream segment: WH1-20300)

Squaw Creek from its headwaters to the National Forest Boundary - Class A State Resource Water; (Stream segment WH1-20120)

White River from the Sioux County line to its confluence with Soldier Creek - Class B State Resource Water; Public Drinking Water; (Stream segment: WH1-30000)

White River from Soldier Creek to the South Dakota border - Public Drinking Water standards; (Stream segments: WH1-10000 and WH1-20000)

Dixon County

Missouri River from the Cedar County line to the Dakota County line - Class A State Resource Water; Threatened species: Lake & Pallid Sturgeon; (Stream segment: MT2-10000)

Garfield County

Calamus River from the Loup County line to the confluence with North Loup River - Class B State Resource Water; (Stream segment: LO2-11300)

Holt County

Elkhorn River from the confluence of the North and South Forks to Holt Creek - Class B State Resource Water; (Stream segment: EL4-40000)

Niobrara River from the Rock County line to the Knox County line - Class A State Resource Water; (Stream segment: NI2-10000)

Keith County

North Platte River from Kingsley Dam to the confluence of Whitetail Creek - Class B State Resource Water; (Stream segment: NP1-40000)

Otter Creek from its headwaters to Lake C.W. McConaughy - Class B State Resource Water; (Stream segment: NP2-10300)

Keya Paha County

Niobrara River from the Cherry County line to the Boyd County line - Class A State Resource Water; (Stream segments: NI3-10000 & NI3-20000)

Knox County

Missouri River from the confluence of the Niobrara River to the Cedar County line - Class A State Resource Water; Public Drinking Water; Threatened species: Lake & Pallid Sturgeon; (Stream segment: MT2-10000)

Missouri River from the Boyd County line to the confluence of the Niobrara River - Class A State Resource Water; (Stream segment: NI1-10000)

Niobrara River from the Boyd/Holt County line to its confluence with the Missouri River - Class A State Resource Water; (Stream segment: NI2-10000)

Verdigre Creek from the confluence of the North Branch Verdigre Creek to its confluence with the Niobrara River - Class A State Resource Water; (Stream segment: NI2-10100)

Loup County

Calamus River from the Rock County line to the Garfield County line - Class B State Resource Water; (Stream Segment: LO2-11300)

Richardson County

Unnamed creek running through Indian Cave State Park (Headwaters originate on private property near the park.) - Class A State Resource Water, (Stream Segment: NE1-10700)

Rock County

Calamus River from the Brown County line to the Loup County line - Class B State Resource Water; (Stream Segment: LO2-11300)

Long Pine Creek segments near the Brown County line (Long Pine Creek is located in Brown County, but drainage from Rock County flows to it.) - Class B State Resource Water; (Stream segments: NI3-12400 and NI3-12500)

Niobrara River from the Brown County line to the Holt County line - Class A State Resource Water; (Stream segments: NI3-10000)

Sioux County

Dead Man's Creek from the Dawes County line to its confluence with the White River; Public Drinking Water Standards - (Stream Segment: WH1-30100)

Middle Fork Soldier Creek from its headwaters to its confluence with Soldier Creek - Class A State Resource Water; (Stream segment: WH1-20310)

Soldier Creek from its headwaters to the Dawes County line - Class A State Resource Water; (Stream segments: WH1-20300 & WH1-20400)

White River from its headwaters to the Dawes County line - Class B State Resource Water; Public Drinking Water standard; (Stream segments: WH1-30000 & WH1-40000)



Nebraska Department of Environmental Quality

NPDES Permit NER100000

Attachment 2

**Instructions and Form
Construction Stormwater – Notice of Intent (CSW-NOI)**



Nebraska Department of Environmental Quality

Wastewater Section

The Atrium Building, Suite 400, 1200 N Street
PO Box 98922
Lincoln, NE 68509-8922
Tel. 402/471-4220
Fax 402/471-2909

Construction Stormwater – Notice of Intent (CSW - NOI)

1. Permit Authorization Limitations

Does a reasonable potential exist for permit authorization to be limited? [Part I.B] **YES** **NO**

Stop! If Yes, contact NDEQ at (402) 471-4220 before proceeding with this NOI.

2. Stormwater Pollution Prevention Plan

- a. Has a SWPPP been initiated for this Construction Activity? [Part I.A.2] **YES** **NO**
- b. Are the 10 minimum SWPPP components addressed? [Part II.D] **YES** **NO**
- c. Does the SWPPP address site inspection and maintenance requirements? [Part II.E] **YES** **NO**
- d. Is final stabilization addressed in the SWPPP? [Part II.F] **YES** **NO**
- e. If any environmental review was required, does the SWPPP incorporate all stormwater related mitigation measures contained in the review? [Part I.B.7-9] **N/A** **YES** **NO**

Stop! If No for any question above, complete before proceeding with this NOI.

3. Site Description

- a. Is this a modification of Construction Activity previously authorized? [Part III.A.4] **YES** **NO**
- NPDES General Permit Number: NER100000 Permit Authorization Number: NER1

b. Project Name: _____

c. Physical Address and County of the Site (Indicate general location description if no address is available):

d. Name of Receiving Waters (Add attachments if more than two (2) bodies of water and/or Outfalls):

Name of Water Body	Outfall Number (unique number beginning with 001, 002, etc. for each discrete Outfall location)	Water Body Type (ditch, pond, creek, stream, river, etc.)	Listed in Attachment 1?
			YES NO
			YES NO

e. Project Size: Total Area (acres): _____ Area to be disturbed (acres): _____

f. Project Type: Residential ____ Commercial/Industrial ____ Linear ____ Other _____

4. Certification

- a. Certifying Official (if more than one, submit multiple copies of this page):

Company Name:	_____
Certifying Official Name/Title:	_____ / _____
Mailing Address:	_____ _____ _____
Telephone Number:	(____)_____ (optional) E-Mail: _____

- b. Authorized Representative (optional):

Company Name:	_____
Authorized Representative Name/Title:	_____
Mailing Address:	_____ _____ _____
Telephone Number:	(____)_____ (optional) E-Mail: _____

- c. Signatures:

"I certify, under penalty of law, that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gathered and evaluated the information submitted. Based on my inquiry of the person or persons who manage the system or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate and complete. I am aware that there are significant penalties for submitting false information including the possibility of fine and imprisonment for knowing violations."

Stop! Information submitted on form CSW-NOI must be signed by the appropriate individuals as required in Part III.B.7 of the NPDES General Permit NER100000 or the application will not be authorized.

Certifying Official / Date: _____ / _____

Authorized Representative / Date: _____ / _____

Submit this form to:
Wastewater Section
Suite 400, The Atrium
1200 'N' Street
PO Box 98922
Lincoln NE 68509-8922



Nebraska Department of Environmental Quality

NPDES Permit NER100000

Attachment 3

**Instructions and Form
Construction Stormwater – Notice of Transfer (CSW-TRANSFER)**



Nebraska Department
of Environmental Quality

Wastewater Section

The Atrium Building, Suite 400, 1200 N Street
PO Box 98922
Lincoln, NE 68509-8922
Tel. 402/471-4220
Fax 402/471-2909

Construction Stormwater – Notice of Transfer (CSW - TRANSFER)

1. Transfer Prerequisites:

- | | | |
|--|------------|-----------|
| a. Has the current owner of the construction activity provided the new owner with a copy of NPDES General Permit Number NER100000? | YES | NO |
| b. Is the new owner aware of their responsibility to fulfill all requirements of the permit? | YES | NO |
| c. Is the SWPPP adequate to meet the requirements of the permit for the transferred site? | YES | NO |
| d. Have all violations of this permit authorization been disclosed to the new Owner? | YES | NO |

Stop! If No for any question above, complete before proceeding with form CSW-TRANSFER

2. Project Information:

Project Name (from original CSW-NOI): _____

NPDES General Permit Number: NER100000 Permit Authorization Number: NER 1 _ _ _ _ _

3. Permittee Information:

- a. For an Owner transferring authorization of the entire construction activity to another Owner:

New Owner Information

Company Name: _____

Certifying Official Name/Title: _____ / _____

Mailing Address: _____

Telephone Number: (____)_____ (optional) E-Mail: _____

b. For an Owner transferring authorization of any portion of the construction activity to another Owner:

Transfer Information

Unique Identification of Transferred Portion (such as a single lot, utility right of way, easement, etc.):

New Owner Information

Company Name: _____

Certifying Official Name/Title: _____ / _____

Mailing Address: _____

Telephone Number: (____)_____ (optional) E-Mail: _____

Stop! Information submitted on form CSW-NOI must be signed by the appropriate individuals as required in Part III.B.7 of the NPDES General Permit NER100000 or the transfer will not be acknowledged.

4. Signatures:

"I certify, under penalty of law, that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gathered and evaluated the information submitted. Based on my inquiry of the person or persons who manage the system or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate and complete. I am aware that there are significant penalties for submitting false information including the possibility of fine and imprisonment for knowing violations."

Stop! Ensure that you have read the instructions on filling out this form (attached) and fully understand the terms and conditions of transfer as they relate to liability of each Permittee before signing this form.

Current Certifying Official / Date: _____ / _____

New Certifying Official / Date: _____ / _____

Submit this form to:

Wastewater Section
Suite 400, The Atrium
1200 'N' Street
PO Box 98922
Lincoln NE 68509-8922



Nebraska Department of Environmental Quality

NPDES Permit NER100000

Attachment 4

**Instructions and Form
Construction Stormwater – Notice of Termination (CSW-NOT)**



Nebraska Department
of Environmental Quality

Wastewater Section

The Atrium Building, Suite 400, 1200 N Street
PO Box 98922
Lincoln, NE 68509-8922
Tel. 402/471-4220
Fax 402/471-2909

Construction Stormwater – Notice of Termination (CSW - NOT)

1. Termination Prerequisites

- a. Have the final stabilization requirements been met on the entire site? [Part II.F] **OR**
- b. Has the entire construction activity been transferred to other Owners who have received authorization under the conditions of a NPDES permit for Stormwater runoff? [Part I.A.4] **OR**
- c. Has coverage under an alternative NPDES permit been obtained by the same owner? **YES NO**
NPDES Permit Number NE_____

Stop! If No for any question above, complete before proceeding with form CSW-NOT

2. Project Information

NPDES General Permit Number: NER100000 Permit Authorization Number: NER1_____

Project Name (from original CSW-NOI): _____

3. Signature

Stop! Information submitted on form CSW-NOT must be signed by the appropriate individuals as required in Part III.B.7 of the NPDES General Permit NER100000 or the authorization will not be terminated.

Print Certifying Official or Authorized Representative Name / Date:

_____/_____

Print Certifying Official or Authorized Representative Name

Submit this form to:

Wastewater Section
Suite 400, The Atrium
1200 'N' Street
PO Box 98922
Lincoln NE 68509-8922